

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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LAB21, INC.,

Opposer,

v.

ORLANE S.A.,

Applicant.
-----X

Opposition No. 151,134

STIPULATED MOTION TO SUSPEND PROCEEDINGS

Opposer Lab21, Inc., by its undersigned attorneys, hereby moves to continue the suspension of proceedings until March 1, 2005. Lab21 is also filing an identical stipulated motion concerning co-pending opposition number 91155685, which involves the same parties and is also subject to suspension. The parties have previously requested a suspension in each of the two opposition proceedings would end on January 1, 2005.

The parties are still working to reach a settlement of all proceedings without further intervention of the courts or the Board. Applicant's counsel, Michael Schwarz, Esq. consented to this motion by email on December 29, 2004. The parties will alert the Board if during the suspension period they wish to resume proceedings.



Pursuant to the Board's rules, this motion is being filed in triplicate.

Dated: December 29, 2004
New York, New York

DARBY & DARBY P.C.

By: 

Eric A. Prager
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New York, New York 10022
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Attorneys for Opposer
LAB21, INC.

CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing Stipulated Motion to Suspend Proceedings was caused to be served upon counsel for Applicant by first-class mail to:

Michael Schwarz, Esq.
Meredith & Keyhani PLLC
315 Park Avenue South, 19th Floor
New York, NY 10010

This 29th day of December 2004.


Sharon S. Anderson